



AGENDA
NEWMAN CITY COUNCIL
REGULAR MEETING FEBRUARY 14, 2012
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. **Call To Order.**
2. **Pledge Of Allegiance.**
3. **Invocation.**
4. **Roll Call.**
5. **Declaration Of Conflicts Of Interest.**
6. **Ceremonial Matters.**
7. **Items from the Public - Non-Agenda Items.**
8. **Consent Calendar**
 - a. Waive All Readings Of Ordinances And Resolutions Except By Title.
 - b. Approval Of Warrants. ([View Warrant Register](#))
 - c. Approval Of Minutes Of The January 24, 2012 Regular Meeting. ([View Minutes](#))
 - d. Adopt Resolution No. 2012- , Authorizing The City Manager To Execute An Agreement With The County Of Stanislaus For The Utilization Of County-Owned GIS Equipment. ([View Report](#))
 - e. Authorize The Chief Of Police To Enter Into A Memorandum Of Understanding Thereby Forming The Stanislaus County Regional Apprehension Team. ([View Report](#))
9. **Public Hearings.**
10. **Regular Business**
 - a. Adopt Resolution No. 2012- , A Resolution Adopting The Midyear Changes For Fiscal Year 2011-2012. ([View Report](#))
 - b. Appointment Of Members To Fill Vacancies On The Planning Commission, Parks And Recreation Commission And Architectural Review Committee. ([View Report](#))
11. **Items From District Five Stanislaus County Supervisor.**
12. **Items From The City Manager And Staff.**
13. **Items From City Council Members.**
14. **Adjournment.**

Calendar of Events

February 13 - NCLUSD Board Meeting - 6:00 P.M.

February 14 - City Council - 7:00 P.M.

February 16 - Orestimba Creek Flood Control (Stakeholders) Meeting - 1:30 P.M.

February 16 - Planning Commission - 7:00 P.M.

February 20 - Presidents' Day Holiday - City Offices Closed.

February 22 - Two-On-Two Meeting With The School Board - 4:00 P.M.

February 28 - City Council - 7:00 P.M.

February 29 - Newman Quasquicentennial (125 Years) Planning Committee Meeting - 6:00 P.M.

March 5 - NCLUSD Board Meeting - 6:00 P.M.

March 8 - Recreation Commission - 7:00 P.M.

March 13 - City Council - 7:00 P.M.

March 15 - Planning Commission - 7:00 P.M.

March 16 - City Furlough Day - City Offices Closed.

March 20 - Two-On-Two Meeting With The School Board - 4:00 P.M.

March 27 - City Council - 7:00 P.M.

Accounts Payable

AP Check Register for Council



City of Newman
1162 MAIN ST
PO BOX 787
NEWMAN, CA 95360

User: efaria

Printed: 02/10/2012 - 11:32 AM

Check Nu	Check D	Name	Account	Description	Amount
101068	2/10/2012	Richardson Aaron C.	63-56-620	Sound board for equipment room/moved light panels/new city hal	662.50
101068	2/10/2012	Richardson Aaron C.	60-50-620	Sound board for equipment room/moved light panels/new city hal	662.50
101068	2/10/2012	Richardson Aaron C.	40-07-741	Progress draw #1 construction @ new city hall	3,386.93
101068	2/10/2012	Richardson Aaron C.	60-50-741	Progress draw #1 construction @ new city hall	3,386.93
101068	2/10/2012	Richardson Aaron C.	63-56-741	Progress draw #1 construction @ new city hall	3,386.94
101069	2/10/2012	Advance Data Communications	40-07-741	Labor for cable install @ new city hall	3,477.16
101069	2/10/2012	Advance Data Communications	60-50-741	Labor for cable install @ new city hall	3,477.16
101069	2/10/2012	Advance Data Communications	63-56-741	Labor for cable install @ new city hall	3,477.15
101070	2/10/2012	AGLINK, INC	17-44-752	11 sacks red rubber bark	7,328.50
101070	2/10/2012	AGLINK, INC	17-44-752	9 sacks red rubber bark	6,041.50
101071	2/10/2012	Alderhorst International, Inc	10-21-620	Purchase of new K-9 dog	9,316.07
101072	2/10/2012	AMERICAN MOBILE SHREDDING	10-21-620	2 bin shredding service	50.00
101073	2/10/2012	ARAMARK UNIFORM SERVICES	10-33-620	Uniform cleaning/mat rental/uniform damage	188.57
101073	2/10/2012	ARAMARK UNIFORM SERVICES	10-44-620	Uniform cleaning/mat rental/uniform damage	125.71
101073	2/10/2012	ARAMARK UNIFORM SERVICES	60-50-620	Uniform cleaning/mat rental/uniform damage	188.57
101073	2/10/2012	ARAMARK UNIFORM SERVICES	63-56-620	Uniform cleaning/mat rental/uniform damage	125.70
101073	2/10/2012	ARAMARK UNIFORM SERVICES	10-22-620	Uniform cleaning/mat rental/uniform damage	58.90
101073	2/10/2012	ARAMARK UNIFORM SERVICES	10-07-620	Uniform cleaning/mat rental/uniform damage	242.24
101073	2/10/2012	ARAMARK UNIFORM SERVICES	10-21-620	Uniform cleaning/mat rental/uniform damage	259.06
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	10-07-630	bottled water/Jan 2012	47.59
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	63-56-630	bottled water/Jan 2012	19.98
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	10-45-630	bottled water/Jan 2012	32.46
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	10-21-630	bottled water/Jan 2012	22.96
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	63-56-630	bottled water/Jan 2012	54.89
101074	2/10/2012	ARROWHEAD MOUNTAIN SPRING	60-50-630	bottled water/Jan 2012	25.36
101075	2/10/2012	AT&T MOBILITY	10-21-642	Cell phone usage 12/06/11 to 1/05/12	428.32
101075	2/10/2012	AT&T MOBILITY	63-56-642	Cell phone usage 12/06/11 to 1/05/12	248.62
101075	2/10/2012	AT&T MOBILITY	10-44-642	Cell phone usage 12/06/11 to 1/05/12	27.14
101075	2/10/2012	AT&T MOBILITY	69-47-642	Cell phone usage 12/06/11 to 1/05/12	4.11
101075	2/10/2012	AT&T MOBILITY	60-50-642	Cell phone usage 12/06/11 to 1/05/12	122.24
101075	2/10/2012	AT&T MOBILITY	10-07-642	Cell phone usage 12/06/11 to 1/05/12	16.45
101075	2/10/2012	AT&T MOBILITY	10-22-642	Cell phone usage 12/06/11 to 1/05/12	16.45
101075	2/10/2012	AT&T MOBILITY	10-33-642	Cell phone usage 12/06/11 to 1/05/12	20.56
101075	2/10/2012	AT&T MOBILITY	10-02-642	Cell phone usage 12/06/11 to 1/05/12	75.44
101075	2/10/2012	AT&T MOBILITY	10-45-642	Cell phone usage 12/06/11 to 1/05/12	28.46
101075	2/10/2012	AT&T MOBILITY	10-03-642	Cell phone usage 12/06/11 to 1/05/12	70.44
101075	2/10/2012	AT&T MOBILITY	10-14-642	Cell phone usage 12/06/11 to 1/05/12	42.32
101075	2/10/2012	AT&T MOBILITY	73-70-642	Cell phone usage 12/06/11 to 1/05/12	9.42
101075	2/10/2012	AT&T MOBILITY	74-70-642	Cell phone usage 12/06/11 to 1/05/12	4.44
101076	2/10/2012	AT&T	10-14-642	Monthly telephone service 668-3946/Feb 2012	80.14
101076	2/10/2012	AT&T	10-21-642	Monthly telephone service 634-0508/Feb 2012	78.42
101077	2/10/2012	AT&T	10-14-642	Monthly telephone service for 862-1322/12-13 to 1-12-12	45.09
101077	2/10/2012	AT&T	10-21-642	Monthly telephone service for all lines/12-13 to 1-12-12	152.31
101077	2/10/2012	AT&T	10-21-642	T1 line @ PD 12-20-11 to 1-19-12	333.97
101077	2/10/2012	AT&T	10-14-642	Monthly telephone service for all lines/12-13 to 1-12-12	77.88

Check Nu	Check D	Name	Account	Description	Amount
101077	2/10/2012	AT&T	10-21-642	Emergency dispatch line @ PD 12-20-11 to 1-19-12	135.65
101077	2/10/2012	AT&T	10-07-666	Monthly telephone service for all lines/12-13 to 1-12-12	14.54
101077	2/10/2012	AT&T	10-44-667	Monthly telephone service for all lines/12-13 to 1-12-12	68.07
101077	2/10/2012	AT&T	10-46-642	Monthly telephone service for all lines/12-13 to 1-12-12	15.14
101077	2/10/2012	AT&T	63-56-642	Monthly telephone service for all lines/12-13 to 1-12-12	112.31
101077	2/10/2012	AT&T	60-50-642	Monthly telephone service for all lines/12-13 to 1-12-12	30.19
101078	2/10/2012	BAY PARK HOTEL	10-21-669	Lodging for POST training/2nd week/Borden	472.00
101079	2/10/2012	BELL JAMES J.	10-21-620	Contract services/evidence clerk/J. Bell 1-16 to 1-31-12	590.10
101080	2/10/2012	BERTOLOTTI DISPOSAL	10-41-620	Garbage service for Jan 2012	53,964.42
101081	2/10/2012	B G AUTO	10-22-653	2 heavy duty batteries with core deposit/N-25 fire dept	595.27
101081	2/10/2012	B G AUTO	10-22-653	Core deposit refunded/N-25 fire dept	-126.72
101081	2/10/2012	B G AUTO	10-22-653	Battery brush/fire dept	7.54
101081	2/10/2012	B G AUTO	10-44-653	Mini lamp	6.44
101081	2/10/2012	B G AUTO	63-56-653	Powr steering fluid/motor oil	12.04
101081	2/10/2012	B G AUTO	63-56-630	Battery brush/PW	7.54
101081	2/10/2012	B G AUTO	10-22-653	Kwik connect wiper blades/N-80/fire dept	14.39
101081	2/10/2012	B G AUTO	10-21-653	2 mini-watt halogen bulbs	31.87
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-07-620	Pest control services/Dec 2011	50.63
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-22-620	Pest control services/Dec 2011	60.62
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-44-667	Pest control services/Dec 2011	50.62
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-44-666	Pest control services/Dec 2011	50.62
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	63-56-620	Pest control services/Dec 2011	55.62
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-21-620	Pest control services/Dec 2011	60.63
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	73-70-667	Pest control services/Dec 2011	50.63
101082	2/10/2012	BJ'S CONSUMER'S CHOICE IN	10-07-666	Pest control services/Dec 2011	60.63
101083	2/10/2012	BLUE SHIELD OF CALIFORNIA	10-00-226	Health insurance premium/Feb 2012	11,779.00
101084	2/10/2012	Burns Willene	10-00-284	Refund memorial bldg deposit/Burns	200.00
101085	2/10/2012	CALIFORNIA CONSULTING, LL	10-02-620	Grant writing & lobbying services/Feb 2012	1,011.67
101085	2/10/2012	CALIFORNIA CONSULTING, LL	60-50-620	Grant writing & lobbying services/Feb 2012	1,011.66
101085	2/10/2012	CALIFORNIA CONSULTING, LL	63-56-620	Grant writing & lobbying services/Feb 2012	1,011.67
101086	2/10/2012	CARTER JEFF	68-68-772		100.00
101087	2/10/2012	CBA (ADMIN FEES)	10-00-226	Dental-vision administration fees/Feb 2012	214.50
101088	2/10/2012	C B MERCHANT SERVICES,INC	63-56-663	Reimbursement bad debt	102.59
101089	2/10/2012	CDW GOVERNMENT, INC	40-07-741	Netshelter enclosure rack/new city hall	345.39
101089	2/10/2012	CDW GOVERNMENT, INC	60-50-741	Netshelter enclosure rack/new city hall	345.39
101089	2/10/2012	CDW GOVERNMENT, INC	63-56-741	Netshelter enclosure rack/new city hall	345.38
101089	2/10/2012	CDW GOVERNMENT, INC	40-07-741	APC rack at new city hall	65.78
101089	2/10/2012	CDW GOVERNMENT, INC	60-50-741	APC rack at new city hall	65.77
101089	2/10/2012	CDW GOVERNMENT, INC	63-56-741	APC rack at new city hall	65.78
101090	2/10/2012	Central Sierra Police Chief's Assoc	10-21-663	Fiscal year 2011-2012 Central Sierra Police chief dues	20.00
101091	2/10/2012	COELHO CARL J. (CHUCK)	10-22-650		50.00
101092	2/10/2012	COLLISON (NT) ELAINE	10-21-663	Reimbursement for photo from PD	30.00
101093	2/10/2012	COMCAST CABLE	60-50-620	High speed internet/sewer	35.86
101093	2/10/2012	COMCAST CABLE	63-56-620	High speed internet/water	35.86
101093	2/10/2012	COMCAST CABLE	10-21-620	High speed internet/PD	35.86
101094	2/10/2012	CONTRACT SWEEPING SERVICE	10-33-620	Contract street sweeping services/Jan 2012	3,297.49
101095	2/10/2012	Dave's Drain Cleaning & Plumbing	10-21-620	Drain cleaning services at PD	75.00
101096	2/10/2012	CASHIER,DEPT OF PESTICIDE	10-33-663	Pesticide applicator certification/J. Sotelo	70.00
101096	2/10/2012	CASHIER,DEPT OF PESTICIDE	10-44-663	Pesticide applicator certification/J. Sotelo	70.00
101097	2/10/2012	E&M ELECTRIC, INC.	69-47-620	Sylvania lamp/WWTP	25.71
101097	2/10/2012	E&M ELECTRIC, INC.	60-50-622	Stainless steel disconnect box for aerator #1/WWTP	2,746.12
101097	2/10/2012	E&M ELECTRIC, INC.	60-50-622	Repairs to 7.5 hp motor/WWTP	758.54
101097	2/10/2012	E&M ELECTRIC, INC.	60-50-622	Pulled 7.5 hp pump motor for repairs/WWTP	238.75
101098	2/10/2012	EMPLOYMENT DEV DEPT/SUI	10-00-229	Unemployment benefits/4th quarter 2011	2,327.00
101099	2/10/2012	ENERGY SYSTEMS	63-56-622	Cooling water hose/travel & labor/well #8	147.92

Check Nu	Check D	Name	Account	Description	Amount
101100	2/10/2012	ENERPOWER	10-07-620	Electric energy services 10/17 to 11/15/11	20.00
101100	2/10/2012	ENERPOWER	63-56-620	Electric energy services 10/17 to 11/15/11	855.00
101100	2/10/2012	ENERPOWER	69-47-620	Electric energy services 10/17 to 11/15/11	5.00
101101	2/10/2012	FIREtoWIRE, INC	10-02-620	MANAGER	6.99
101101	2/10/2012	FIREtoWIRE, INC	63-56-620	WATER	6.99
101101	2/10/2012	FIREtoWIRE, INC	60-50-620	SEWER	6.99
101101	2/10/2012	FIREtoWIRE, INC	10-14-620	FINANCE	3.50
101101	2/10/2012	FIREtoWIRE, INC	10-21-620	POLICE	6.98
101101	2/10/2012	FIREtoWIRE, INC	10-22-620	FIRE DEPT	3.50
101102	2/10/2012	GEOANALYTICAL LAB, INC.	60-50-620	BODD/TSS/Nitrates/WWTP	263.25
101102	2/10/2012	GEOANALYTICAL LAB, INC.	63-56-620	Bacti/nitrate/sampling hours & reporting	436.50
101103	2/10/2012	GEORGE W. LOWRY, INC	62-60-650	184 gallons dyed diesel	500.00
101103	2/10/2012	GEORGE W. LOWRY, INC	62-60-653	184 gallons dyed diesel	191.29
101104	2/10/2012	GONZALEZ EDGAR	10-21-669	Per diem/POST training/E. Gonzalez	50.00
101105	2/10/2012	GOSSELIN (NT) JASON	10-21-669	Per diem/POST training/Gosselin	150.00
101106	2/10/2012	GROENIGER & CO.	63-56-630	Various supplies for the water dept as p	641.03
101107	2/10/2012	HALLINAN TOM	10-15-620		525.00
101107	2/10/2012	HALLINAN TOM	60-50-620		525.00
101107	2/10/2012	HALLINAN TOM	63-56-620		525.00
101108	2/10/2012	HARD DRIVE GRAPHICS	63-56-701	2 truck decals	44.22
101109	2/10/2012	HOLIDAY INN	10-21-669	Lodging/POST training/Gosselin	341.58
101110	2/10/2012	HOUSE STEPHANIE	10-45-672	Reimbursement for Referee shirt/House	21.46
101111	2/10/2012	HOWK SYSTEMS, INC.	62-60-622	Pressure transducer	718.75
101112	2/10/2012	HUB INTERNATIONAL OF CA I	10-00-284	Liability ins premium/Jan 2012	126.02
101113	2/10/2012	HYATT REGENCY	10-21-669	Lodging/Training/Tobin	554.70
101114	2/10/2012	IKON OFFICE SOLUTIONS	10-21-620	Copier lease 1-25-12 to 2-24-12/PD	325.36
101114	2/10/2012	IKON OFFICE SOLUTIONS	10-14-620	Copier lease 1-10-12 to 2-9-12/CH	106.30
101114	2/10/2012	IKON OFFICE SOLUTIONS	60-50-620	Copier lease 1-10-12 to 2-9-12/CH	106.30
101114	2/10/2012	IKON OFFICE SOLUTIONS	63-56-620	Copier lease 1-10-12 to 2-9-12/CH	106.30
101115	2/10/2012	IMAGE UNIFORMS	10-21-630	Body armor/Williams	918.05
101116	2/10/2012	IDEXX LABORATORIES, INC.	63-56-630	Water testing supplies	313.91
101117	2/10/2012	INFOSEND, INC	60-50-620	Late notice printing & mailing/Jan 2012	120.26
101117	2/10/2012	INFOSEND, INC	63-56-620	Late notice printing & mailing/Jan 2012	120.26
101117	2/10/2012	INFOSEND, INC	63-56-620	Utilit bill printing & mailing/Jan 2012	796.38
101117	2/10/2012	INFOSEND, INC	60-50-620	Utilit bill printing & mailing/Jan 2012	796.37
101118	2/10/2012	IRRIGATION DESIGN & CONST	63-56-630	Gloves/Tyvek coveralls/PW	29.94
101118	2/10/2012	IRRIGATION DESIGN & CONST	60-50-630	Gloves/Tyvek coveralls/PW	29.93
101119	2/10/2012	JOE'S LANDSCAPING & CONCR	69-47-620	Lighting & landscape services/Jan 2012	9,920.00
101119	2/10/2012	JOE'S LANDSCAPING & CONCR	10-44-667	Pop-up rainbird	7.86
101119	2/10/2012	JOE'S LANDSCAPING & CONCR	10-44-630	Pop-up rainbird sprinkler	12.87
101120	2/10/2012	KAISER PERMANENTE	10-00-226	Health insurance premium/March 2012	1,940.00
101121	2/10/2012	LOPEZ EDGAR	10-21-669	Per diem/POST training/E. Lopez	50.00
101122	2/10/2012	MALLARD EXPRESS AUTO	63-56-701	Installed light panel on new pickup/F150 2012	400.36
101122	2/10/2012	MALLARD EXPRESS AUTO	10-21-653	Replaced fuel filter/truck 301/PD	101.42
101122	2/10/2012	MALLARD EXPRESS AUTO	10-21-653	Oil & filter change/unit 502/PD	55.45
101122	2/10/2012	MALLARD EXPRESS AUTO	10-21-653	Replaced fuel pump assembly/unit 301/PD	574.56
101122	2/10/2012	MALLARD EXPRESS AUTO	10-21-653	Oil & filter change/unit 501/PD	55.45
101122	2/10/2012	MALLARD EXPRESS AUTO	63-56-701	Fixed lights on roof/made brackets/F250/PW	135.00
101122	2/10/2012	MALLARD EXPRESS AUTO	10-21-630	Troubleshoot problems with unit 301/PD	196.59
101123	2/10/2012	FRANK B. MARKS & SON, INC	60-50-750	38 tons crushed rock	260.81
101123	2/10/2012	FRANK B. MARKS & SON, INC	63-56-750	38 tons crushed rock	260.81
101124	2/10/2012	MID VALLEY IT, INC	10-21-620	IT CONTRACT/PD	613.74
101124	2/10/2012	MID VALLEY IT, INC	10-14-620	IT CONTRACT/FIN	306.86
101124	2/10/2012	MID VALLEY IT, INC	63-56-620	IT CONTRACT/WATR	306.87
101124	2/10/2012	MID VALLEY IT, INC	60-50-620	IT CONTRACT/SEWR	306.87

Check Nu	Check D	Name	Account	Description	Amount
101125	2/10/2012	Modesto Police Department	10-21-669	Registration POST training/Lopez & Gonzalez	100.00
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	60-50-630	Trail camera batteries/spray paint/elect tape/trash bags	118.63
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-07-630	hinge/pvc primer/tote/25' phone cord	64.64
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-33-630	soap/barricade tape/hack saw/ball valve	26.67
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	63-56-630	garden valve/galv coupling/glue/mini blind/key rack	68.62
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-46-630	Batteries/WD40	24.67
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	69-47-630	4-way key/PVC cap	9.51
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-44-630	Batteries/safety glasses/	64.91
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-22-630	plug/misc fastners	4.67
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-44-666	light bulbs/hinge	21.25
101126	2/10/2012	NEWMAN ACE HARDWARE/JACT,	10-21-630	trash bags	16.10
101127	2/10/2012	NEWMAN CHAMBER OF COMMERC	10-01-663	Membership dues 2012	50.00
101128	2/10/2012	NORMAC, INC.	69-47-630	8 station controller/4 rainbird sprinklers	358.51
101128	2/10/2012	NORMAC, INC.	69-47-630	6 rainbird falcon rotors	129.49
101128	2/10/2012	NORMAC, INC.	69-47-630	12 rainbird pop-ups/25 rainbird nozzles	69.58
101129	2/10/2012	OPERATING ENGINEERS/	10-00-226	Health insurance premium/March 2012	2,037.00
101130	2/10/2012	Passarelli Michael	68-68-662	Reimbursement for downtown Christmas lights	142.52
101131	2/10/2012	Pat McCarthy Productions, Inc	10-21-669	POST training registration/Gonzalez	300.00
101132	2/10/2012	CITY OF PATTERSON	10-03-620	Video reimbursement/Jan 2012	660.00
101133	2/10/2012	P G & E	10-07-641	Gas and electric 12-6-12 to 1-17-12	1,540.81
101133	2/10/2012	P G & E	10-22-641	Gas and electric 12-6-12 to 1-17-12	314.18
101133	2/10/2012	P G & E	10-33-641	Gas and electric 12-6-12 to 1-17-12	8,299.06
101133	2/10/2012	P G & E	10-44-641	Gas and electric 12-6-12 to 1-17-12	453.88
101133	2/10/2012	P G & E	10-45-641	Gas and electric 12-6-12 to 1-17-12	105.53
101133	2/10/2012	P G & E	10-46-641	Gas and electric 12-6-12 to 1-17-12	288.46
101133	2/10/2012	P G & E	10-44-666	Gas and electric 12-6-12 to 1-17-12	372.24
101133	2/10/2012	P G & E	10-07-666	Gas and electric 12-6-12 to 1-17-12	211.49
101133	2/10/2012	P G & E	10-44-667	Gas and electric 12-6-12 to 1-17-12	514.91
101133	2/10/2012	P G & E	60-50-641	Gas and electric 12-6-12 to 1-17-12	22,199.56
101133	2/10/2012	P G & E	62-60-641	Gas and electric 12-6-12 to 1-17-12	273.24
101133	2/10/2012	P G & E	62-60-641	Gas and electric 12-6-12 to 1-17-12	1,600.89
101133	2/10/2012	P G & E	63-56-641	Gas and electric 12-6-12 to 1-17-12	8,044.54
101133	2/10/2012	P G & E	69-47-641	Gas and electric 12-6-12 to 1-17-12	3,008.29
101133	2/10/2012	P G & E	73-70-665	Gas and electric 12-6-12 to 1-17-12	95.04
101133	2/10/2012	P G & E	73-70-667	Gas and electric 12-6-12 to 1-17-12	528.20
101134	2/10/2012	PIONEER DRUG	10-33-630	supplies	7.37
101134	2/10/2012	PIONEER DRUG	63-56-630	plastic bags for water samples	5.14
101135	2/10/2012	PRECISION INSPECTION, INC	10-23-621	Permit issuance/Jan 2012	417.84
101135	2/10/2012	PRECISION INSPECTION, INC	10-23-621	In house plan check fees/Jan 2012	100.95
101135	2/10/2012	PRECISION INSPECTION, INC	10-23-621	Plan check revisions fees/Jan 2012	331.52
101135	2/10/2012	PRECISION INSPECTION, INC	10-23-621	Permit finals/Jan 2012	682.74
101135	2/10/2012	PRECISION INSPECTION, INC	10-23-624	Occupancy inspections/Get Fit 24/7	25.00
101136	2/10/2012	RALEY'S IN STORE CHARGE	10-01-662	Refreshments for "125th anniversary" meeting	5.99
101136	2/10/2012	RALEY'S IN STORE CHARGE	10-46-630	Foam cups/spoons/corp yard	14.48
101136	2/10/2012	RALEY'S IN STORE CHARGE	63-56-630	Foam cups/spoons/corp yard	6.95
101137	2/10/2012	Rivera Jaime	40-07-741	New electrical wiring & outlets @ new city hall	900.00
101137	2/10/2012	Rivera Jaime	60-50-741	New electrical wiring & outlets @ new city hall	900.00
101137	2/10/2012	Rivera Jaime	63-56-741	New electrical wiring & outlets @ new city hall	900.00
101138	2/10/2012	SAFE-T-LITE	10-33-630	1 road work ahead sign	130.32
101138	2/10/2012	SAFE-T-LITE	10-33-653	8 section bar light box/PW	150.63
101139	2/10/2012	SOLECON, INC	10-21-620	Scheduled maintenance and filter change HVAC/PD	182.95
101139	2/10/2012	SOLECON, INC	10-22-620	Scheduled maintenance and filter change HVAC/PD	210.02
101139	2/10/2012	SOLECON, INC	63-56-750	Installed new furnace/AC filters/corp yard	1,000.00
101139	2/10/2012	SOLECON, INC	60-50-750	Installed new furnace/AC filters/corp yard	1,000.00
101139	2/10/2012	SOLECON, INC	73-70-667	HVAC maintenance and filter changes	240.02

Check Nu	Check D	Name	Account	Description	Amount
101139	2/10/2012	SOLECON, INC	10-44-667	HVAC maintenance and filter changes/Rec center	323.44
101139	2/10/2012	SOLECON, INC	10-07-620	HVAC maintenance and filter changes/Council chambers	216.60
101139	2/10/2012	SOLECON, INC	10-44-666	HVAC maintenance and filter changes/Memorial Bldg	365.63
101140	2/10/2012	South Bay Regional PSTC	10-21-669	POST training registration/Marriott	240.00
101141	2/10/2012	State of Calif Dept of Justice	10-03-620	Fingerprint application/Alliance	32.00
101141	2/10/2012	State of Calif Dept of Justice	10-03-620	Fingerprint application/PD	178.00
101142	2/10/2012	STAPLES CREDIT PLAN	10-21-630	Credit for return/PD	-34.62
101142	2/10/2012	STAPLES CREDIT PLAN	10-21-630	Binder clips/glue tape/PD	13.36
101142	2/10/2012	STAPLES CREDIT PLAN	10-14-630	Liquid highlighter	1.81
101142	2/10/2012	STAPLES CREDIT PLAN	10-14-630	Pencils & sharpner/colored paper	15.09
101142	2/10/2012	STAPLES CREDIT PLAN	60-50-630	Pencils & sharpner/colored paper	15.08
101142	2/10/2012	STAPLES CREDIT PLAN	63-56-630	Pencils & sharpner/colored paper	15.08
101142	2/10/2012	STAPLES CREDIT PLAN	10-14-630	pen refills	2.71
101142	2/10/2012	STAPLES CREDIT PLAN	60-50-630	pen refills	2.71
101142	2/10/2012	STAPLES CREDIT PLAN	63-56-630	pen refills	2.72
101143	2/10/2012	STANISLAUS COUNTY DEPT	10-00-284	Bus ticket sales Sept to Jan 2012	672.50
101144	2/10/2012	STAPLES ADVANTAGE	10-21-630	deskpads calendar/PD	6.65
101144	2/10/2012	STAPLES ADVANTAGE	10-21-630	Gel stamp/PD	4.74
101144	2/10/2012	STAPLES ADVANTAGE	10-21-630	storage boxes/HP ink/calendars/stapler/batteries/PD	182.26
101145	2/10/2012	STANTEC CONSULTING SERVIC	60-50-620	On-call wastewater 2011/2012	2,988.00
101145	2/10/2012	STANTEC CONSULTING SERVIC	64-56-620	Water rate study/ 2011/2012	3,697.75
101146	2/10/2012	STROUD LAUREN	10-00-284	Refund Memorial Bldg deposit/FFA	75.00
101147	2/10/2012	T&R ENTERPRISES	10-33-630	Made a drain cover	300.65
101148	2/10/2012	Teledyne Isco	60-50-630	Pump tubing assembly/WWTP	54.70
101149	2/10/2012	TESCO CONTROL, INC.	63-56-622	Trouble shoot high pressure spikes @ well #8	2,570.00
101150	2/10/2012	T.H.E. OFFICE CITY	40-07-741	Deposit on new furniture @ new city hall	4,655.49
101150	2/10/2012	T.H.E. OFFICE CITY	60-50-741	Deposit on new furniture @ new city hall	4,655.49
101150	2/10/2012	T.H.E. OFFICE CITY	63-56-741	Deposit on new furniture @ new city hall	4,655.50
101151	2/10/2012	TOBIN JESSICA	10-21-669	Per diem/training for Tobin	150.00
101152	2/10/2012	ELESHIO TONY	10-44-630	Repairs to Echo	160.00
101152	2/10/2012	ELESHIO TONY	10-44-630	Carburetor for Stihl chain saw	110.00
101152	2/10/2012	ELESHIO TONY	10-44-630	Primer bulb assy for stihl blower	30.00
101152	2/10/2012	ELESHIO TONY	10-44-630	Recoil starter on Stihl chop saw	30.00
101153	2/10/2012	BENTO ROBYN	63-00-201	Refund Check	61.27
101154	2/10/2012	BONILLA MANUEL	63-00-201	Refund Check	50.53
101155	2/10/2012	MARTINEZ RAUL	63-00-201	Refund Check	46.00
101156	2/10/2012	U.S. BANK	73-70-810	RDA 1997 tax allocation project administration fees 2012	2,887.50
101157	2/10/2012	VARGAS GEORGE	10-22-650		50.00

245,563.31



MINUTES
NEWMAN CITY COUNCIL/REDEVELOPMENT AGENCY
REGULAR MEETING JANUARY 24, 2012
CITY COUNCIL CHAMBERS, 7:00 P.M., 1200 MAIN STREET

1. **Call To Order** - Mayor Katen 7:02 P.M.
2. **Pledge Of Allegiance.**
3. **Invocation** - Martina.
4. **Roll Call PRESENT:** Davis, Hutchins, Candea, Martina And Mayor Katen.
ABSENT: None.
5. **Declaration Of Conflicts Of Interest** - None.
6. **Ceremonial Matters** - None.
7. **Items from the Public - Non-Agenda Items**

Daniel Padilla, Ceres, Introduced Himself And Announced That He Planned To Run For District 5 Supervisor But Noted That The Filing Period Was Still A Couple Of Weeks Away.

Todd Rocha, 2751 Highway 33, Newman, Reported On The Progress Of The Newman Baseball Board's Preparations For The Upcoming Season. Rocha Noted The The Board Was Making Progress On Some Previous Issues And Mentioned That They Had Already Reached Maximum Sponsorship Levels. Rocha Reported That Program Was Financially Healthy And That Their Website Had Been Updated.

Wayne Philbrook, Newman Library Branch Manager, Reviewed Some Of The Free Newman Library Programs Being Offered During The Month Of February And Invited The Community To Visit The Library.

8. Consent Calendar

- a. Waive All Readings Of Ordinances And Resolutions Except By Title.
- b. Approval Of Warrants.
- c. Approval Of Minutes Of The January 10, 2012 Regular Meeting.
- d. Adopt Resolution No. 2012-07, A Resolution Approving The Automatic Annual Inflation Adjustment For Capital Facility And Impact Fees For The Period Of March 1, 2012 Through February 28, 2013.

Mayor Katen Requested That Warrant No. 100994 Be Pulled From The Consent Calendar.

ACTION: On A Motion By Davis Seconded By Hutchins And Unanimously Carried, The Consent Calendar Minus Warrant No. 100994 Was Approved.

Mayor Katen Questioned A Room Service Credit Card Charge And Stated That The City Should Not Be Paying For This Type Of Charge Because The Employee Was Given Per-Diem.

Chief Richardson Noted That The Hotel Mistakenly Charged The City's Credit Card For Room Service Instead Of Charging The Employee's Personal Credit Card. Richardson Reported That The Employee Was Unaware Of The Mistake Until The The Bill Was Received But The Employee Has Agreed To Reimburse The City For The Charge.

ACTION: On A Motion By Hutchins Seconded By Davis And Unanimously Carried, Warrant No. 100994 Was Approved.

9. Public Hearings - None.

10. Regular Business

- a. Report On The Public Works Department Capital Improvement Program.

ACTION: On Motion By Davis Seconded By Candea And Unanimously Carried, The City Council Accepted The Capital Improvement Program As Presented.

- b. Adopt Resolution No. 2012-08, A Resolution Awarding The City Hall Casework Project To Acosta & Sons Inc. For For A Not-To-Exceed Amount Of \$31,200.00 And Authorizing The City Manager To Execute Said Contract.

ACTION: On Motion By Davis Seconded By Candea And Unanimously Carried, Resolution No. 2012-08, A Resolution Awarding A Contract To Acosta & Sons Inc. The For City Hall Casework Project For A Not-To-Exceed Amount Of \$31,200.00 And Authorizing The City Manager To Execute Said Contract, Was Adopted.

- c. Adopt Resolution No. 2012-09, A Resolution Awarding The Office Furnishings Bid To The Office City For A Not-To-Exceed Amount Of \$32,600.00 And Authorizing The City Manager To Execute Said Contract.

ACTION: On Motion By Hutchins Seconded By Davis And Unanimously Carried, Resolution No. 2012-09, A Resolution Awarding The Office Furnishings Bid To The Office City For A Not-To-Exceed Amount Of \$32,600.00 And Authorizing The City Manager To Execute Said Contract, Was Adopted.

- d. Adopt Resolution No. 2012-10, A Resolution Electing To Retain The Housing Assets And Functions Previously Performed By The Redevelopment Agency Of The City Of Newman Pursuant To Part 1.85 Of Division 24 Of The California Health And Safety Code.

ACTION: On Motion By Martina Seconded By Hutchins And Unanimously Carried, Resolution No. 2012-10, A Resolution Electing To Retain The Housing Assets And Functions Previously Performed By The Redevelopment Agency Of The City Of Newman Pursuant To Part 1.85 Of Division 24 Of The California Health And Safety Code, Was Adopted.

- e. Adopt Resolution No. 2012-11, RDA Resolution No. 2012-1, A Resolution Of The Redevelopment Agency Of The City Of Newman Amending Its Enforceable Obligation Payment Schedule Pursuant To AB1X 26.

ACTION: On Motion By Candea Seconded By Martina And Unanimously Carried, Resolution No. 2012-11, RDA Resolution No. 2012-1, A Resolution Of The Redevelopment Agency Of The City Of Newman Amending Its Enforceable Obligation Payment Schedule Pursuant To AB1X 26, Was Adopted.

11. Items From District Five Stanislaus County Supervisor.

Supervisor DeMartini Presented The City Council With Some Updated Information Regarding The Orestimba Creek Flood Control Project. DeMartini Stated That It Was Disappointing That The Flood Control Project Has Taken This Long And Cost So Much. He Informed The Council That There Would Be A Crows Landing Air Base Clean-Up Meeting On February 9th At 6:30 PM. DeMartini Concluded His Remarks By Reporting On The Recent Activities Of West Side Healthcare Taskforce.

Mayor Katen Asked Supervisor DeMartini About Some Critical Comments He Had Made In September Regarding Ag Preservation. Katen Noted That The Supervisor Had Stated That "Not A Mayor In Stanislaus County Cared About Ag Land Preservation". Katen Mentioned That He Took The Comments Personally And Stated That He Thought That The City Of Newman Has Done A Good Job.

City Manager Holland Remarked That He Hoped That The Board Of Supervisors Remembers Ag Preservation When They Make Their Decision On A Gravel Mine One Mile Outside Of Town.

DeMartini Responded That In Approximately 2004, The County Tried To Work With The Cities On A Plan For Ag Preservation And He Became Frustrated When They Could Not Come To An Agreement. He Mentioned That Agriculture Was Important To Him Because Of His Farming Roots And Explained That He Felt As Though The Cities Should Be More Compact. DeMartini Noted That He Was Glad Things Are Now Moving Forward.

12. Items From The City Manager And Staff.

City Manager Holland Reminded Council Members To Complete And Return Their Form 700s. Holland Encouraged Citizens To Apply For Commission Openings. He Noted That The City Would Be Hosting A 125th Anniversary Planning Meeting In The City Council Chambers On The Following Afternoon At 1:00 PM. Holland Mentioned That The City Would Be Hosting A Non-Motorized Transportation Plan Meeting On February 1st. He Reported That The Youth Basketball Season Was Under Way. Holland Warned The Council That The City May Need To Hold A Special Council Meeting On Tuesday 01/31/1012 To Address Any Last Minute RDA Issues.

Chief Richardson Presented The 2011 Annual Police Department Report That Included Information About The Police Department's Budget, 2011 Accomplishments, Crime Statistical Data, Revenue, 2012 Goals And Future Challenges.

13. Items From City Council Members.

Council Member Hutchins Presented The Council With A Summary Of The Governor's Budget Proposal. Hutchins Noted That The COPS Funding Had Not Been Reduced But That The VLF Funds Had Been. He Mentioned That The Enterprise Zones May Be Modified. Hutchins Mentioned That The Alliance Is Working On Their Stand Together Campaign Designed To Increase Local Employment. Hutchins Stated That He Thought The City Should Develop A Marketing Plan For Housing As A Result Of Patterson's Project X Moving Forward. He Reported That The League Of California Cities Is Working On Legislation To Increase Local Control Regarding Group Homes.

Council Member Martina Commented That Patterson's Project X Is Important To The West Side And Noted That It Will Benefit Not Only Patterson But Newman And The Surrounding Areas

Mayor Katen Noted That Congressman Denham Has Pledged To Take Up Where Congressman Cardoza Had Left Off Regarding The Legislative Support For The Orestimba Creek Flood Control Project.

14. Adjournment.

ACTION: On Motion By Katen Seconded By Candea And Unanimously Carried, The Meeting Was Adjourned At 8:54 P.M.

REPORT ON GIS EQUIPMENT LOAN FROM STANISLAUS COUNTY

RECOMMENDATION:

Adopt Resolution No. 2012- , Authorizing the City Manager to Execute an Agreement with the County of Stanislaus for the Utilization of County-Owned GIS Equipment.

BACKGROUND:

In 2007, the City of Newman reinstated its geographic information system (GIS) program through an update of its ESRI ArcDesktop license and procurement of a GIS computer. Also at this time, City staff began attending County GIS Workflow meetings (now known as the GIS User's Group) hosted by Stanislaus County. Since its revival, the City's GIS technology has allowed staff to create many maps for various projects; from grant applications to zoning maps.

As the City began to increase its utilization of GIS technology, it was found that numerous data files for items such as street trees or fire hydrants (known as layers) did not exist. Staff inquired as to how to obtain said data and found that it required the physical "plotting" of data via GIS equipment. In September 2011, the City approached the County about the possibility of borrowing a handheld GIS mapping unit and accompanying software; the County agreed.

In addition to the required equipment, mapping GIS data requires time and manpower. Given staff's alumni connection to CSU Stanislaus, the City contacted the University in October 2011 in hopes of creating a partnership program with their Geography Department. A meeting was held between City and University staff and the City of Newman Infrastructure Mapping Internship program was born. Two upperclassmen students have been identified and registered for the internship and are ready to begin work with the City.

ANALYSIS:

GIS allows us visualize, question, analyze, interpret and understand data in many ways that reveal relationships, patterns and trends in the form of maps, globes, reports and charts. Through the Infrastructure Mapping Internship program, CSUS students will travel throughout town and "map" various items as identified by staff. This program would not be possible were it not for the County's willingness to loan the City the necessary GIS equipment.

As with any loan, an agreement stating terms is necessary; staff anticipates the following basic terms:

- There is no charge to borrow the equipment
- Any training the County provides will be charged on a time and materials basis
- The City will borrow the equipment until approximately June 1, 2012
- The City will insure the equipment and secure it when not in use

FISCAL IMPACT:

Minimal; mapping training for interns and staff. Available in Fund 60 (Sewer).

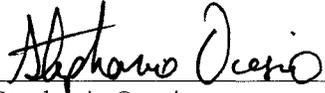
CONCLUSION:

The Infrastructure Mapping Internship program will provide the City an opportunity to compile and obtain data that would otherwise be unavailable. Through this partnership with CSUS and Stanislaus County, the City will be able to expand its GIS database at little cost. This program would not be possible without the necessary mapping equipment. Therefore, staff recommends that the Council adopt Resolution No. 2012- , Authorizing the City Manager to Execute an Agreement with the County of Stanislaus for the Utilization of County-Owned GIS Equipment.

ATTACHMENTS:

1. Exhibit A – Resolution No. 2012- , Authorizing the City Manager to Execute an Agreement with the County of Stanislaus for the Utilization of County-Owned GIS Equipment
2. Exhibit B – Draft Equipment Loan Agreement

Respectfully submitted,



Stephanie Ocasio
Assistant Planner

REVIEWED/CONCUR



Michael Holland
City Manager

RESOLUTION NO. 2012-

**AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH
THE COUNTY OF STANISLAUS FOR THE UTILIZATION OF COUNTY-OWNED
GIS EQUIPMENT**

WHEREAS, in 2007, the City of Newman reinstated its geographic information system (GIS);
and

WHEREAS, that same year, the City became involved with Stanislaus County's GIS Workflow
group (now known as the GIS Users Group); and

WHEREAS, in an effort to improve and expand the City's GIS program, a partnership was
created between CSU Stanislaus and Stanislaus County for the creation of the City of Newman
Infrastructure Mapping Internship Program where the City would borrow GIS mapping equipment from
the County and utilize CSUS interns for data mapping; and

WHEREAS, the City has found that without the borrowed County GIS equipment, the program
would not be possible; and

WHEREAS, the additional GIS data garnered from the program will be beneficial to the City for
years to come.

NOW, THEREFORE, BE IT RESOLVED that the Newman City Council hereby authorizes the
City Manager to execute an agreement with the County of Stanislaus for the utilization of County-owned
GIS equipment.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of
Newman held on the 14th day of February, 2012 by Council Member _____, who
moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution
adopted by the following roll call vote:

AYES:
NOES:
ABSENT

APPROVED:

Mayor

ATTEST:

Deputy City Clerk

**EQUIPMENT LOAN AGREEMENT
COUNTY OF STANISLAUS
AND
CITY OF NEWMAN**

1. EQUIPMENT LOAN. Stanislaus County Public Works ("Lender") hereby agrees to loan to City of Newman ("Borrower") and Borrower hereby agrees to borrow from Lender, subject to the terms of this Equipment Loan Agreement (the "Agreement"), one (1) Trimble GeoExplorer 2005 (serial # _____) and accompanying Pathfinder software (license # _____) (the "Equipment") together with all attachments, parts, etc. The Equipment is and shall at all times be and remain the sole and exclusive personal property of Lender and Borrower shall have no right title or interest therein or thereto except as to the use thereof subject to the terms or conditions of this Agreement.

2. TERM. Borrower shall be permitted to use the Equipment, (free of any rental charge, until the occurrence of a Termination Event, as defined in Section 8 of this Agreement) from: Wednesday February 15, 2012 to Friday June 1, 2012.

3. NO WARRANTIES, CONSEQUENTIAL DAMAGES EXCLUDED.

3.1 Disclaimer of Warranties. Borrower acknowledges that: Lender is not the manufacturer of the Equipment, nor the manufacturer's agent nor a dealer therein. Borrower is satisfied that the Equipment is suitable and fit for its purposes.

4. LOSS OR DAMAGE TO EQUIPMENT, INSURANCE

4.1 Risk of Loss. From the date/time Borrower is in possession of Equipment, Borrower assumes and shall bear the entire risk of loss for theft, damage, destruction or other injury to the Equipment from any and every cause whatsoever. In the event of damage or loss to the Equipment (or any part thereof); Borrower shall at the option of Lender,

- (a) place the Equipment in good repair, condition and working order; or
- (b) replace the Equipment (or any part thereof) with like equipment in good repair, condition and working order and transfer clear title to such replacement equipment to Lender; or
- (c) pay to Lender the fair market value of the Equipment.

4.2 Insurance. Borrower shall obtain and maintain for the entire term of this Agreement, at Borrower's own expense, liability insurance and insurance against loss or damage to the Equipment including, without limitation, loss by fire (including so-called extended coverage), theft, collision and such other risks of loss as are customarily insured against on the type of Equipment borrowed hereunder in such amounts, in such form and with such insurers as shall be satisfactory to lender. Each insurance policy will name Borrower as an insured and lender as an additional insured and loss payee thereof as Lender's interests may appear, shall contain cross-liability endorsements and shall contain a clause requiring the insurer to give Lender at least thirty (30) days prior written notice or any material alteration in the terms of such policy or of the cancellation thereof. Borrower further agrees to give Lender prompt notice of any damage to, or loss of, the Equipment, or any part thereof.

5. AFFIRMATIVE COVENANTS OF BORROWER.

5.1 Maintenance. Borrower shall maintain the Equipment in good repair and condition.

5.2 Return of Equipment. At the expiration of this Agreement, the Equipment shall be returned in good condition, repair, and working order, ordinary wear and tear excepted.

5.3 Laws, Regulations and Rules. Borrower shall comply with all governmental law, regulations, requirements and rules, all manufacturer's instructions and warranty requirements, with respect to the Equipment and this Agreement.

5.4 Marking of Equipment. Borrower shall replace promptly any markings or identification on the Equipment which are removed, defaced or destroyed; and Borrower shall not permit the name

of any person, association or corporation other than Lender to be placed on the Equipment as a designation that might be interpreted as a claim of ownership or security interest.

5.5 Lender's Access to Equipment. Borrower shall at any and all times during business hours, grant Lender free access to enter upon the premises wherein the Equipment shall be located or used and permit Lessor to inspect the Equipment.

6. NEGATIVE COVENANTS OF BORROWER.

6.1 No Alterations to Equipment, Accessions. Borrower shall not make any changes or alterations in or to the Equipment except as necessary for compliance with Section 5.1 above.

6.2 No Assignment by Borrower. BORROWER SHALL NOT ASSIGN OR IN ANY WAY DISPOSE OF ALL OR ANY PART OF BORROWER'S RIGHTS OR OBLIGATIONS UNDER THIS AGREEMENT OR ENTER INTO ANY TRANSFER OF ALL OR ANY PART OF THE EQUIPMENT WITHOUT THE PRIOR WRITTEN CONSENT OF LENDER.

7. USE OF EQUIPMENT. So long as no Termination Event (as defined in Section 9 below) shall have occurred, Borrower shall be entitled to possession and use of the Equipment for the term of this Agreement.

8. TERMINATION EVENTS. A Termination Event shall occur hereunder:

8.1 Upon reaching the end of the term as identified in Section 2 above.

8.2 If Borrower no longer uses the Equipment exclusively for the purpose of City GIS Infrastructure Mapping.

8.3 If Borrower fails to perform or observe any other covenant, condition or agreement to be performed or observed by Borrower hereunder.

8.4 If Borrower without Lender's consent attempts to remove, sell, transfer, encumber, or part with possession, of any item of Equipment or permit a judgment or other claim to become a lien upon the Equipment

9. REMEDIES. Upon the occurrence of any Termination Event and at any time thereafter, and, in addition to all other remedies at law or pursuant to this Agreement for damages to the Equipment, Lender may, in its sole discretion, with notice to Borrower, repossess the Equipment.

10. INDEMNITY. Borrower shall indemnify and hold Lender harmless from and against all claims, losses, liabilities (including negligence, tort and strict liability), damages, judgments, Suits, and all legal proceedings, and any and all costs and expenses in connection therewith (including attorneys' fees) arising out of or in any manner connected with the, possession, use, transportation, storage, operation, maintenance, repair, return or other disposition of the Equipment.

11. NOTICE. Any notices or demands required to be given herein shall be given to the parties in writing and by regular mail or when transmitted by facsimile or similar electronic medium to the addresses or telecopier numbers herein set forth, or to such other addresses or telecopier numbers as the parties may hereafter substitute by written notice given in the manner prescribed in this section.

LENDER

Stanislaus County Public Works
GIS Division
1716 Morgan Road
Modesto, CA 95358
209-525-4130 main
209-541-2505 fax

BORROWER

City of Newman
Community Development & Public Works Departments
1162 Main Street/P.O. Box 787
Newman, CA 95360
209-862-3725 main
209-862-3199 fax

MISCELLANEOUS.

12.1 Governing Law. THIS AGREEMENT SHALL IN ALL RESPECTS BE GOVERNED BY, AND CONSTRUED IN ACCORDANCE WITH, THE LAWS OF THE STATE OF CALIFORNIA, INCLUDING ALL MATTERS OF CONSTRUCTION, VALIDITY AND PERFORMANCE. BORROWER AGREES TO SUBMIT TO THE JURISDICTION OF THE STATE AND/OR FEDERAL COURTS IN THE STATE OF CALIFORNIA. THIS AGREEMENT WAS EXECUTED IN THE STATE OF CALIFORNIA AND IS TO BE PERFORMED IN THE STATE OF CALIFORNIA.

12.2 Miscellaneous. Any provision of this Agreement which is unenforceable in any jurisdiction shall, as to such jurisdiction, be ineffective to the extent of such prohibition or unenforceability without invalidating the remaining provisions hereof and any such prohibition or unenforceability in any jurisdiction shall not invalidate or render unenforceable such provision in any other jurisdiction. The captions in this Agreement are for convenience only and shall not define or limit any of the terms hereof.

13. ENTIRE AGREEMENT. This Agreement constitutes the entire understanding or agreement between Lender and Borrower and there is no understanding or agreement, oral or written, which is not set forth herein. This Agreement may not be amended except by a writing signed by Lender and Borrower and shall be binding upon and inure to the benefit of the parties hereto, their permitted successors and assign.

Executed this _____ day of _____, **2012**.

LENDER: Stanislaus County Public Works

BY: _____

NAME: _____

TITLE: _____

BORROWER: City of Newman

BY: _____

NAME: Michael E. Holland

TITLE: City Manager

ATTEST: _____

NAME: Mike Maier

TITLE: Deputy City Clerk

APPROVED AS TO FORM:

NAME: Tom P. Hallinan

TITLE: City Attorney

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **8.e.**
City Council Meeting
of February 14, 2012

**APPROVE MEMORANDUM OF UNDERSTANDING FOR
STANISLAUS COUNTY REGIONAL APPREHENSION TEAM**

RECOMMENDATION:

Authorize the Chief of Police to enter into a Memorandum of Understanding forming the Stanislaus County Regional Apprehension Team.

BACKGROUND:

With the passage of Assembly Bill 109, the supervision of many non-serious criminal offenders has been realigned from the State to the individual counties. The supervision of this population within Stanislaus County falls under the jurisdiction of the county probation department. Within this population, along with any criminal justice population, a certain number of individuals will abscond from supervision and will need to be brought back before the Court to face appropriate sanctions for their actions. In an effort to locate noncompliant offenders, law enforcement agencies in Stanislaus County have agreed to combine resources and work cooperatively in the apprehension of this population.

ANALYSIS:

Participation in the Stanislaus County Regional Apprehension Team will be beneficial for the City. Active participation will help bring resources to the City to address the issue of non-compliant criminal offenders.

FISCAL IMPACT:

None. Salaries of team members will be reimbursed by Stanislaus County.

CONCLUSION:

This staff report is submitted for City Council consideration and action. Staff recommends that the City Council authorize the Chief of Police to enter into a Memorandum of Understanding forming the Stanislaus County Regional Apprehension Team.

ATTACHMENTS:

1. Stanislaus County Regional Apprehension Team Memorandum of Understanding

Respectfully submitted,



Brett Short, Police Lieutenant

REVIEWED/CONCUR:



Michael Holland, City Manager

STANISLAUS COUNTY REGIONAL APPREHENSION TEAM MEMORANDUM OF UNDERSTANDING

I. OVERVIEW

On April 4, 2011, Governor Brown signed Assembly Bill 109 (AB 109), which made fundamental changes to California's correctional system. AB 109 realigned custodial and community supervision responsibility for non-serious, non-violent, and non-sex offenders, as well as supervision of lower level adult parolees returning from state prison sentences to counties. Starting October 1, 2011, any offender who was convicted of a non-serious, non-violent felony and is not deemed a high risk sex offender will be placed on local supervision through the Probation Department upon their release from state prison. This population is being referred to as the Post Release Community Supervision (PRCS). Anyone on parole before October 1, 2011, remains under state jurisdiction until they are discharged. In addition, any individual who is serving a term for a current serious or violent offense, a third striker, high risk sex offender, or a mentally disordered offender (MDO) will remain in state parole's jurisdiction.

In the PRCS population, along with any criminal justice population, a certain percentage of individuals will abscond from supervision and will need to be brought back in front of the Court to face appropriate sanctions for their actions. When PRCS offenders fail to report to their probation officer and their whereabouts are unknown, probation officers will request bench warrants from the Court. In an effort to locate noncompliant PRCS offenders, law enforcement agencies in Stanislaus County agree to combine resources and work cooperatively in the apprehension of this population. The use of this regional apprehension team is intended to ensure a well-coordinated, county-wide law enforcement program to locate noncompliant offenders in our county.

II. MISSION

The mission of the Stanislaus County Regional Apprehension Team is to locate noncompliant offenders within Stanislaus County through proactive enforcement.

III. REGIONAL APPREHENSION TEAM ORGANIZATION

Community Corrections Partnership Executive Committee

The Community Corrections Partnership Executive Committee shall govern the affairs of the Regional Apprehension Team. The Executive Committee is comprised of the Chief Probation Officer (Chairperson), Stanislaus County Sheriff, Stanislaus County District Attorney, Stanislaus County Public Defender, Modesto Police Department Chief, Presiding

Stanislaus County Superior Court Judge and the Director of the Stanislaus County Behavioral Health and Recovery Services. The Executive Committee will meet on an as needed basis to review team operations and will provide direction, guidance and oversight.

Regional Apprehension Team Officers

The Regional Apprehension Team will be staffed by personnel referred by the participating law enforcement agencies. The Probation Department will take the lead in organizing and coordinating county operations including notification to the agencies when and where apprehension operations will be taking place. The Probation Department will also notify the agencies on how many officers will be needed for each operation. Pre-operation reports will be sent to all participating agencies prior to each operation along with post-operation reports at the conclusion of each activity. The lead agency will be decided upon prior to each apprehension operation.

IV. FISCAL PROCEDURES

Participating agencies will be reimbursed for salary costs up to time and one half for time spent participating in RAT operations. Each participating agency will be responsible for expenses associated with vehicle usage for their respective members.

The Community Corrections Partnership Executive Committee will establish a yearly budget to project expenditures necessary for apprehension team operations. Participating agencies shall submit invoices and proper documentation (copies of salary schedules and overtime payroll records) to the following address no later than 60 days after the date of the activity for which reimbursement is being requested. Requests made after the 60 day limit can be denied.

Stanislaus County Probation Department
2215 Blue Gum Avenue
Modesto, CA 95358
Attn: Karen Curci

V. LIABILITY

Personnel assigned to the Regional Apprehension Team shall be deemed to be continuing under the employment of their respective jurisdictions and shall have the same powers, duties, privileges, responsibilities and immunities as are conferred upon them as peace officers in their own jurisdictions.

Each participating agency shall be responsible for the acts of its respective members, as well as for any losses, damages, claims, demands, vehicle accidents or other liabilities arising out of that member's services and activities while participating in the apprehension team. Each participating agency shall also be liable for any and all worker's compensation benefits for their personnel injured in the course and scope of duty while participating in the apprehension team.

Each participating agency, insofar as it may legally do so, agrees to defend, indemnify and hold harmless all other participating agencies, their officers, agents and employees from and against any and all claims and demands whatsoever resulting from their member's negligence in connection with acts or omissions related to this agreement.

VI. REPORTING

The Adult Division Director of the Stanislaus County Probation Department will be responsible for implementing a reporting system for tracking apprehension team activity and resource utilization. The reporting system will serve as the basis for quarterly reports to the Community Corrections Partnership Executive Committee as well as to ensure an accountability of personnel and resources.

VII. TERMS OF AGREEMENT

This agreement shall remain in effect until June 30, 2014. Participating agencies may elect to terminate the agreement at any time prior to its expiration date. Any agency wishing to do so shall indicate such intent in writing to the Community Corrections Partnership Executive Committee, in care of the Chief Probation Officer. The termination shall be deemed to take effect not less than 30 days after receipt of the written notice or upon a date established by mutual agreement.

VIII. SIGNATURES

The undersigned represent authority to execute this agreement on behalf of their respective agencies; and in signing this formal agreement, represent concurrence with and support of the Stanislaus County Regional Apprehension Team as set forth in this agreement and for the period and purposes as stated herein.

REVIEW OF THE 2011-2012 ANNUAL BUDGET AT MIDYEAR

RECOMMENDATION:

Review the 2011-2012 Annual Budget at midyear and adopt Resolution No. 2012- , adopting the midyear changes for fiscal year 2011-2012.

BACKGROUND:

It is customary for Municipalities, midway through their fiscal year, to review their original budgeted revenue and expense projections. December 31st is the midway point of our fiscal year. Year-to-date revenues collected and actual expenditures for all City funds were analyzed for the 6 month period ending December 31, 2011.

ANALYSIS:

Exhibits A & B compare the budgeted revenues and expenditures to actual amounts received and spent at December 31, 2011 or 50% of the year completed. As Council knows, revenues and expenditures do not necessarily happen 1/12 every month of the year. As you can see in this report, total budgeted General Fund revenues collected are at 35.5%, and city wide 19.3%. Clearly, cash flow wise, more revenues are collected in the second half of the year than in the first half. Budgeted General Fund expenditures are 43.6% spent and city wide 38.7%. These two reports are a good summary; but, they are further analyzed to project what will happen during the remainder of the year. To prepare the proposed adjustments, revenue and expenditure line items were analyzed and discussed with the City Manager and the various department heads and their staffs. Exhibits C & D contain the proposed revenue and expenditure budget adjustments by line item. Exhibit E shows the projected fund balances at June 30, 2012. It should be noted that the original budget, approved last June, only had estimated beginning fund balances; but, at this point, we have and use, actual/audited beginning fund balances for our projections.

FISCAL IMPACT:

Exhibit C details the revenue budget adjustments totaling \$430,290 across all funds. The passing of AB-1913 reinstating the COPS grant in lieu of Motor Vehicle License Fees, and the Electric Vehicle Grant are responsible for the increase of City-wide revenue increases. The COPS grant and Sales Tax Revenues being a significant portion of General Fund revenue increases. Property tax revenues were originally budgeted to decline 7.5% over the prior year; however, reports from the county now show a 1.47% increase in assessed values. Due to many properties having changed hands last year, prior year unpaid property taxes have been collected through the close of escrow. This year the city is now experiencing less in prior year property tax revenues. The State has been successful in eliminating our Redevelopment Agency. You'll notice on Exhibits A & B I've listed Fund 73 twice (once as RDA, once as Successor Agency). We're awaiting information from the County regarding our revenue allocation for the remainder of the year. Our Enforceable Obligation Payment Schedule (EOPS), passed at the last Council meeting, was our budget, for the Successor Agency, for the coming 6 months. Allocations of tax increment revenues will no longer be made to the Low to Moderate Income Housing Fund (LMIH - Fund 74); hence the revenue adjustment. We did receive the December tax increment distribution. This was the last 20% allocation of tax increment monies to the LMIH Fund.

Exhibit D shows the detail of the expenditure budget adjustments totaling \$644,115 across all funds. And \$278.00 increase to our General Fund. Notable expenditure increases are due to the 'M' Street water line and the Electric Vehicle purchases. The Electric Vehicle purchase is funded by grant money. Transfers between funds account for \$250,000 and include the COPS Grant to the General Fund and the RDA to the Federal Grants Fund to cover Plaza bathroom and other construction costs.

CONCLUSION:

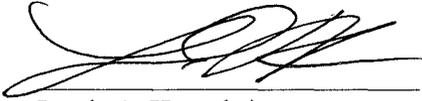
Exhibit E is a projection of the ending fund balances of all funds. Funds typically should have a positive balance. As you can see all of our funds are projected to have positive ending balances with the exception of the Redevelopment/Successor Agency, Storm Drain and the State Grant funds. The State Grant funds and the

Redevelopment/Successor Agency will return to a positive fund balance with the collection of future revenues. The Storm Drain fund negative fund balance is due to fee credits which will reduce over time. The adjusted budget projects a General Fund ending balance of \$3,088,561; an increase of \$58,173 for the 2011-12 fiscal year. We have an 84.5% reserve over annual operating costs which is healthy and a 7.5% reserve increase over last year. The City is in good financial health.

EXHIBITS:

1. Resolution No. 2012-
2. Exhibit A: Revenue Analysis by Fund as of Dec 31, 2011
3. Exhibit B: Expenditure Analysis by Fund as of Dec 31, 2011
4. Exhibit C: Revenue Adjustments
5. Exhibit D: Expenditure Adjustments
6. Exhibit E: Fund Balance Analysis

Respectfully submitted,



Lewis A. Humphries
Finance Director

REVIEWED/CONCUR:



Michael Holland, City Manager

RESOLUTION NO. 2012-

**A RESOLUTION ADOPTING THE MIDYEAR BUDGET CHANGES FOR
FISCAL YEAR 2011-2012**

WHEREAS, the City Council of the City of Newman adopted the budget for fiscal year 2011-2012 in June of 2011; and

WHEREAS, at midyear existing revenues and expenditures provide us an opportunity to improve our fund balance projections; and

WHEREAS, the City Council of the City of Newman has reviewed the midyear budget adjustments;

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Newman accepts and implements the recommended midyear budget changes.

The foregoing resolution was introduced at a regular meeting of the City Council of the City of Newman held on the 14th of February, 2012 by Council Member _____, who moved its adoption, which motion was duly seconded and it was upon roll call carried and the resolution adopted by the following roll call vote:

AYES:
NOES:
ABSENT:

APPROVED:

Mayor of the City of Newman

ATTEST:

Deputy City Clerk of the City of Newman

**CITY OF NEWMAN
REVENUE ANALYSIS BY FUND
FISCAL YEAR JULY 2011-JUNE 2012
BALANCES AS OF DECEMBER 31, 2011
50% OF YEAR COMPLETE**

Exhibit A

		BUDGET	ACTUAL	REMAINING BUDGET	Percent Of Budget Collected	
General Fund						
10 5010	Property Taxes	\$ 507,500	\$ 268,189	\$ 239,311	52.8%	Est \$478,000
10 5070	Sales Tax	\$ 340,000	\$ 124,620	\$ 215,380	36.7%	Only 3 mos. Est \$400,000 ending
10 5095	Business License Taxes	\$ 25,000	\$ 22,098	\$ 2,903	88.4%	Est \$25,000
10 5080	Franchise Fees	\$ 113,000	\$ 11,672	\$ 101,328	10.3%	Majority of funds come in April & June - Est \$95,000
10 5300's	License & Permits	\$ 55,540	\$ 23,844	\$ 31,696	42.9%	Est \$46000
10 5400's	Fines & Forfeitures	\$ 40,500	\$ 40,690	\$ (190)	100.5%	Due to Unbudgeted Admin Cites, Est 60,000
10 5500's	Use of Assets	\$ 62,500	\$ 37,777	\$ 24,723	60.4%	Improved Investment Returns Est \$60,000
10 5630	Motor Vehicle Tax	\$ 600,000	\$ 5,355	\$ 594,645	0.9%	Est \$550,516 VLFAA - MVLF Elim by State given COPS
10 5600's	Intergovernmental Revenues	\$ 60,100	\$ 29,424	\$ 30,676	49.0%	Est \$59,000
10 5730	Refuse Collection	\$ 845,000	\$ 433,900	\$ 411,100	51.3%	Est \$867,000
10 5700's	Charges for Current Services	\$ 127,020	\$ 45,787	\$ 81,233	36.0%	Est \$95,000
10 5800's	Miscellaneous Revenue	\$ 323,335	\$ 193,549	\$ 129,786	59.9%	Est \$387,000
10 5900	Transfers In	\$ 385,853	\$ -	\$ 385,853	0.0%	Transfers Done at year end. Est \$485,218 (SLESF)
Total General Fund Revenues		\$ 3,485,348	\$ 1,236,905	\$ 2,248,443	35.5%	Est Ending Revenues \$3,580,000
Special Revenue Funds						
15	Grant Program Income	\$ 9,500	\$ 3,397	\$ 6,103	35.8%	
17	Grants State	\$ 185,742	\$ -	\$ 185,742	0.0%	
18	Grants Federal	\$ 240,035	\$ 193,180	\$ 46,855	80.5%	
20	County CDBG Consortium	\$ 373,766	\$ -	\$ 373,766	0.0%	P,Q,R,S,T grant not received yet
21	Gas Tax	\$ 294,953	\$ 127,552	\$ 167,401	43.2%	Only 5 payments - EST \$300,000 ending
22	Abandoned Vehicle Abatement	\$ 6,050	\$ 1,613	\$ 4,437	26.7%	EST \$7000
24	Local Transportation Fund	\$ 400,000	\$ 3,191	\$ 396,809	0.8%	EST \$53000 - \$350,000 next year
25	Employee Home Loan Program	\$ 3,050	\$ 1,104	\$ 1,946	36.2%	EST \$3,050
30	Asset Forfeiture	\$ 5	\$ 5	\$ 0	93.0%	
62	Lift Station	\$ 87,050	\$ 46,049	\$ 41,001	52.9%	EST \$91,983
68	Business License Surcharge	\$ 11,000	\$ 9,840	\$ 1,160	89.5%	EST \$11,000
69	Power/Lighting Assessments	\$ 234,238	\$ 98,142	\$ 136,096	41.9%	Prop tax comes in Dec & April EST \$200,000
70	Contingency Fund	\$ 600	\$ 940	\$ (340)	156.6%	EST \$1,800
71	Capital Repair & Replacement	\$ 2,000	\$ 1,943	\$ 57	97.1%	EST \$3,800
72	COPS Grant	\$ -	\$ 25,000	\$ (25,000)	100.0%	Only 1 Quarter received, Posted Quarterly - EST \$100,000
73	Redevelopment	\$ 457,877	\$ 8,758	\$ 449,119	1.9%	ENDS 1/31/2012 - ABx1 26 Rec'd \$260,000 in Jan
73	Successor Agency	\$ -	\$ -	\$ -	0.0%	BEGINS 2/1/2012 - ABx1 26 ***Unknown***
74	Housing Administration	\$ 115,422	\$ (12)	\$ 115,434	0.0%	Rec'd \$71,000 in Jan - no more coming in - ABx1 26
Total Special Revenue Fund Revenues		\$ 2,421,288	\$ 520,701	\$ 1,900,587	21.5%	
Enterprise Funds						
60	WWTP/Sewer Fund	\$ 2,222,750	\$ 1,156,388	\$ 1,066,362	52.0%	EST \$2,222,000
63	Water Fund	\$ 1,153,500	\$ 535,224	\$ 618,276	46.4%	EST 1,100,000
Total Enterprise Fund Revenues		\$ 3,376,250	\$ 1,691,613	\$ 1,684,637	50.1%	
Capital Projects						
16	Parks Facility Fee	\$ 26,753	\$ 12,657	\$ 14,096	47.3%	
40	Public Facility Fee	\$ 87,946	\$ 40,705	\$ 47,241	46.3%	
41	Supplemental Impact Fees	\$ 11,500	\$ 11,963	\$ (463)	104.0%	
42	Storm Drain	\$ 14,314	\$ 3,138	\$ 11,176	21.9%	
61	Sewer Capital	\$ 6,343	\$ 677	\$ 5,666	10.7%	
64	Water Capital	\$ 66,467	\$ 7,844	\$ 58,623	11.8%	
Total Capital Project Fund Revenues		\$ 213,323	\$ 76,984	\$ 136,339	36.1%	
All City Grand Total		\$ 9,496,209	\$ 1,834,589	\$ 4,285,370	19.3%	

**CITY OF NEWMAN
EXPENDITURE ANALYSIS BY FUND
FISCAL YEAR JULY 2011-JUNE 2012
BALANCES AS OF DECEMBER 31, 2011
50% OF YEAR COMPLETE**

Exhibit B

		BUDGET	ACTUAL	Remaining BUDGET	% Of Budget Spent		
General Fund							
10	01	City Council	\$ 40,825	\$ 15,817	\$ 25,008	38.7%	
10	02	City Manager	\$ 126,810	\$ 60,839	\$ 65,971	48.0%	
10	03	City Clerk	\$ 67,809	\$ 31,571	\$ 36,238	46.6%	
10	06	Planning	\$ 69,497	\$ 32,889	\$ 36,608	47.3%	
10	07	Government Building	\$ 50,876	\$ 25,893	\$ 24,983	50.9%	
10	14	Finance	\$ 131,838	\$ 69,168	\$ 62,670	52.5%	
10	15	Government Auxillary	\$ 60,631	\$ 25,730	\$ 34,901	42.4%	
10	21	Police	\$ 1,837,206	\$ 819,441	\$ 1,017,765	44.6%	
10	22	Fire	\$ 100,596	\$ 24,388	\$ 76,208	24.2%	
10	23	Building Regulation	\$ 31,500	\$ 13,718	\$ 17,782	43.5%	
10	31	Engineering	\$ 20,000	\$ 1,098	\$ 18,902	5.5%	
10	33	Street Maintenance	\$ 216,832	\$ 94,216	\$ 122,616	43.5%	
10	41	Refuse Collection	\$ 633,750	\$ 270,580	\$ 363,170	42.7%	
10	44	Parks	\$ 187,129	\$ 71,538	\$ 115,591	38.2%	
10	45	Recreation Services	\$ 75,392	\$ 35,593	\$ 39,799	47.2%	
10	46	Corporation Yard	\$ 4,550	\$ 2,216	\$ 2,334	48.7%	
Total General Fund Expenditures		\$ 3,655,241	\$ 1,594,693	\$ 2,060,548	43.6%		
Special Revenue Funds							
15		Grant Program Income	\$ 7,000	\$ -	\$ 7,000	0.0%	
17		State Grants	\$ 180,742	\$ 76,156	\$ 104,586	42.1%	
18		Grants Federal	\$ 240,035	\$ 98,338	\$ 141,697	41.0%	
20		County CDBG Consortium	\$ 357,728	\$ 54,074	\$ 303,654	15.1%	P,Q,R,S,T Phase 3 not started yet
21		Gas Tax	\$ 295,853	\$ -	\$ 295,853	0.0%	Transferred at end of fiscal year
22		Abandoned Vehicle Abatement	\$ 5,472	\$ 2,410	\$ 3,062	44.0%	
24		Local Transportation Fund	\$ 517,225	\$ 4,318	\$ 512,907	0.8%	CNG & Street Project not Started yet.
62		Lift Station	\$ 80,187	\$ 24,772	\$ 55,415	30.9%	
68		Business License Surcharge	\$ 9,938	\$ 4,470	\$ 5,468	45.0%	
69		Power/Lighting Assessments	\$ 251,856	\$ 131,029	\$ 120,827	52.0%	
71		Capital Repair & Replacement	\$ 162,497	\$ 68,329	\$ 94,168	42.0%	
72		COPS Grant	\$ -	\$ -	\$ -	0.0%	Transferred at end of fiscal year
73		Redevelopment	\$ 451,048	\$ 388,042	\$ 63,006	86.0%	ENDS 1/31/2012
73		Successor Agency	\$ -	\$ -	\$ -	0.0%	STARTS 2/1/2012
74		Housing Administration	\$ 102,908	\$ 66,209	\$ 36,699	64.3%	
Total Special Revenue Fund Expenditures		\$ 2,662,489	\$ 918,145	\$ 1,744,344	34.5%		
Enterprise Funds							
60		WWTP/Sewer Fund	\$ 2,114,659	\$ 761,769	\$ 1,352,890	36.0%	Contract Services still pending
63		Water Fund	\$ 1,339,497	\$ 614,580	\$ 724,917	45.9%	Debt Service Principal payment not due yet
Total Enterprise Fund Expenditures		\$ 3,454,156	\$ 1,376,349	\$ 2,077,807	39.8%		
Capital Projects							
16		Parks Facility Fee	\$ -	\$ -	\$ -	0.0%	
40		Public Facility Fee	\$ 198,299	\$ 120,781	\$ 77,518	60.9%	City Hall Acquisition
42		Storm Drain	\$ -	\$ -	\$ -	0.0%	
61		Sewer Capital	\$ 237,675	\$ 12,561	\$ 225,114	5.3%	Site Improvements & Contract Studies pending
64		Water Capital	\$ 182,271	\$ 1,136	\$ 181,135	0.6%	Contract Services and Project Pending
Total Capital Project Fund Expenditures		\$ 618,245	\$ 134,478	\$ 483,767	21.8%		
All City Grand Total		\$ 10,390,131	\$ 4,023,666	\$ 6,366,466	38.7%		

CITY OF NEWMAN
MID-YEAR BUDGET REVIEW
2011-12

Exhibit C

REVENUE ADJUSTMENTS

Fund	Account	Fund Desc.	Description	Increase/Decrease Amount	Total by Fund	Explanation
10	5010	General Fund	Property Taxes	\$ 10,000		
10	5025	General Fund	Supplemental Tax - SB813	\$ (3,000)		
10	5030	General Fund	Prop Tax Prior Years	\$ (25,000)		Homes that were behind have changed hands. Less prior year outstanding.
10	5070	General Fund	Sales Tax	\$ 60,000		
10	5080	General Fund	Franchise Fees	\$ (18,000)		
10	5090	General Fund	Real Property Trans Tax	\$ (11,500)		
10	5310	General Fund	Building Permits	\$ (9,000)		
10	5435	General Fund	Admin Cites	\$ 40,000		Unbudgeted
10	5500	General Fund	Interest Income	\$ 10,000		Improved investment returns
10	5630	General Fund	Motor Vehicle Tax	\$ (50,000)		Loss of MVLF in exchange for COPS plus budget Variance AB-1913
10	5730	General Fund	Refuse Collection	\$ 20,000		
10	5900	General Fund	Transfers In	\$ 100,000	\$ 123,500	COPS Grant AB-1913
17	5691	Grants - State	State Grant	\$ 100,000	\$ 100,000	Electric Vehicle Grant
18	5900	Grants - Federal	Transfers In	\$ 150,000	\$ 150,000	County Loan from RDA for Plaza Construction
72	5646	COPS Grant	COPS Grant	\$ 100,000	\$ 100,000	COPS Grant AB-1913
74	5011	Affordable Housing Fund	Tax increment	\$ (34,888)		
74	5025	Affordable Housing Fund	Supplemental Tax - SB813	\$ (1,000)		
74	5500	Affordable Housing Fund	Interest Income	\$ (2,000)		
74	5805	Affordable Housing Fund	Admin Surcharge	\$ (5,322)	\$ (43,210.11)	ABx1 26
TOTAL REVENUE ADJUSTMENTS				\$ 430,290	\$ 430,290	

EXPENSE ADJUSTMENTS

Fund	Account	Department	Description	Increase/Decrease Amount	Total by Fund	Explanation
10	6330	06 - Planning	Postage	\$ 200		Additional Postage Costs
10	6200	07 - Govt Building	Contract Services	\$ 5,000		Add Prop Mgmt Fee for New City Hall
10	6300	14 - Finance	Supplies	\$ 1,000		Increased Costs
10	6308	21 - Police	Supplies - Animal Control	\$ 500		Hungry Dogs...
10	6530	21 - Police	Vehicle Maintenance	\$ 5,000		Additional Vehicle Maintenance Costs
10	6610	21 - Police	Booking Fees	\$ (14,000)		Reduction due to Calif Budget AB-109
10	7010	33 - Street Maintenance	Vehicles	\$ 2,578	\$ 278	Electric Vehicle Grant - Match
17	7010	33 - Street Maintenance	Vehicles	\$ 100,000	\$ 100,000	Electric Vehicle Grant
18	7732	70 - Redevelopment Agency	Downtown Plaza - Bathrooms	\$ 150,000	\$ 150,000	Plaza Construction to Fund 18
24	7010	32 - Street Const	Vehicles	\$ 2,518		Dept of Gen Services Fees for Aerial Lift Truck
24	9200	32 - Street Const	Transfers Out	\$ 37,079	\$ 39,597	Trans to Fund 18 for Main Street Match
60	6200	50 - Sewer	Contract Services	\$ (5,000)		Cost Savings
60	6222	50 - Sewer	Credit Card Charges	\$ 3,662		Merchant Fees
60	6230	50 - Sewer	Hay Raising	\$ 3,000		Increased Costs
60	6675	50 - Sewer	Permit & Fees	\$ 2,000		Increased Costs
60	7010	50 - Sewer	Vehicles	\$ 2,578		Electric Vehicle Grant - Match
60	7505	50 - Sewer	Bldg Improvement	\$ 1,161	\$ 7,401	Carry over from Prior Year - Shed
63	6222	56 - Water	Credit Card Charges	\$ 3,500		Merchant Fees
63	7010	56 - Water	Vehicles	\$ 2,578		Electric Vehicle Grant - Match
63	7505	56 - Water	Bldg Improvement	\$ 1,161	\$ 7,239	Carry over from Prior Year - Shed
64	6201	56 - Water	Contract Service - Study	\$ (75,000)		Postponing Study
64	7523	56 - Water	Improvements	\$ 200,000		M' Street Water line needed to be repaired
64	7755	56 - Water	Water Project	\$ (75,000)	\$ 50,000	Postponing Project to following year
69	6200	47 - Prkwy/Lighting Asmt	Contract Services	\$ 11,000	\$ 11,000	Emergency Repair Canal School Road
71	7105	21 - Police	Vehicles	\$ 4,000		Additional Cost on Vehicle Setup
71	7105	22 - Fire	Equipment	\$ 2,600		Replace - Oxygen Tanks
71	7411	07 - Govt Building	City Hall	\$ 10,000		Furniture & Fixtures
71	7411	07 - Govt Building	City Hall	\$ 12,000	\$ 28,600	Server, Software, & Routers/Splitters
72	9200	21 - Police	Transfers Out	\$ 100,000	\$ 100,000	COPS Grant reinstated
73	9200	Redevelopment Agency	Transfers Out	\$ 150,000	\$ 150,000	County Loan for Plaza Construction to Fund 18

TOTAL EXPENDITURE ADJUSTMENTS

\$ 644,115 \$ 644,115

CITY OF NEWMAN
MID-YEAR BUDGET REVIEW
2011-12

Exhibit E

FUND BALANCE ANALYSIS

	Unreserved Fund Balance @ 7/1/11 Per Original Budget	Unreserved Fund Balance @ 7/1/11 Per Audit	Change in Beginning Balance from Original Budget	Revenues Less Expenses Per Budget 11/12	Budget Adjustments Revenues	Budget Adjustments Expenses	Estimated Fund Balance @ 6/30/12 After Audit
10 General Fund	\$ 2,846,782	\$ 3,030,388	\$ 183,606	\$ (65,049)	\$ 123,500	\$ (278)	\$ 3,088,561
15 Program Income Grant	\$ 1,236,585	\$ 1,214,845	\$ (21,740)	\$ 2,500	\$ -	\$ -	\$ 1,217,345
16 Park Facility Fee	\$ 353,125	\$ 395,096	\$ 41,971	\$ 26,753	\$ -	\$ -	\$ 421,849
17 State Grants	\$ -	\$ (97,977)	\$ (97,977)	\$ 5,000	\$ 100,000	\$ (100,000)	\$ (92,977)
18 Grants-Federal	\$ -	\$ 7,008	\$ 7,008	\$ -	\$ 150,000	\$ (150,000)	\$ 7,008
19 Grants-Housing	\$ -	\$ 3,306,433	\$ 3,306,433	\$ -	\$ -	\$ -	\$ 3,306,433
20 County CDBG Consortium	\$ 81,292	\$ 14,077	\$ (67,215)	\$ 16,038	\$ -	\$ -	\$ 30,115
21 Gas Tax	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -	\$ -
22 Abandoned Vehicle	\$ 12,084	\$ 14,796	\$ 2,712	\$ 568	\$ -	\$ -	\$ 15,364
24 Local Transportation Fund	\$ 629,242	\$ 682,544	\$ 53,302	\$ (80,146)	\$ -	\$ (39,597)	\$ 562,801
25 Employee Home Loan Program	\$ 183,345	\$ 203,859	\$ 20,514	\$ 3,050	\$ -	\$ -	\$ 206,909
26 Home Consortium	\$ 243,455	\$ 303,211	\$ 59,756	\$ 126,858	\$ -	\$ -	\$ 430,069
30 Asset Forfeiture	\$ 990	\$ 992	\$ 2	\$ 5	\$ -	\$ -	\$ 997
40 Public Facility Improvements	\$ 4,521,905	\$ 4,535,769	\$ 13,864	\$ 71,002	\$ -	\$ -	\$ 4,606,771
41 Supplemental Impact Fees	\$ 324,970	\$ 331,438	\$ 6,468	\$ 11,500	\$ -	\$ -	\$ 342,938
42 Storm Drain	\$ (591,794)	\$ (571,616)	\$ 20,178	\$ 14,314	\$ -	\$ -	\$ (557,302)
60 Sewer Fund	\$ 3,398,312	\$ 3,601,344	\$ 203,032	\$ 441,489	\$ -	\$ (7,401)	\$ 4,035,432
61 Sewer Wastewater Capital	\$ 2,081,039	\$ 4,654,617	\$ 2,573,578	\$ (231,332)	\$ -	\$ -	\$ 4,423,285
62 Lift Station Surcharge	\$ 206,396	\$ 324,392	\$ 117,996	\$ 6,863	\$ -	\$ -	\$ 331,255
63 Water Fund	\$ 362,845	\$ 565,566	\$ 202,721	\$ 14,551	\$ -	\$ (7,239)	\$ 572,878
64 Capital Water Fee	\$ 1,935,755	\$ 2,126,517	\$ 190,762	\$ (115,804)	\$ -	\$ (50,000)	\$ 1,960,713
68 Business License Surcharge	\$ 2,019	\$ 10,344	\$ 8,325	\$ 1,062	\$ -	\$ -	\$ 11,406
69 Power/Lighting Assessment	\$ 124,310	\$ 114,764	\$ (9,546)	\$ (17,348)	\$ -	\$ (11,000)	\$ 86,416
70 Contingency Fund	\$ 200,226	\$ 200,667	\$ 441	\$ 600	\$ -	\$ -	\$ 201,267
71 Capital Repair & Replacement	\$ 241,292	\$ 449,081	\$ 207,789	\$ (120,497)	\$ -	\$ (28,600)	\$ 299,984
72 COPS Grant	\$ -	\$ -	\$ -	\$ -	\$ 100,000	\$ (100,000)	\$ -
73 Redevelopment	\$ -	\$ (37,877)	\$ (37,877)	\$ 6,829	\$ -	\$ (150,000)	\$ (181,048)
74 RDA-Housing	\$ 791,361	\$ 816,744	\$ 25,383	\$ 12,514	\$ (43,210)	\$ -	\$ 786,047
Total All Funds	\$ 19,185,536	\$ 26,197,020	\$ 7,011,484	\$ 131,320	\$ 430,290	\$ (644,115)	\$ 26,114,515

Honorable Mayor and Members
of the Newman City Council

Agenda Item: **10.b.**
City Council Meeting
February 14, 2012

**REPORT ON APPOINTMENTS TO FILL VACANCIES ON THE
PLANNING COMMISSION, RECREATION COMMISSION, AND
ARCHITECTURAL REVIEW COMMITTEE**

RECOMMENDATION:

Consider appointment or reappointment of Planning Commission, Recreation Commission and Architectural Review Committee members.

BACKGROUND:

The City currently has two vacancies on the Planning Commission, three vacancies on the Recreation Commission and two vacancies on the Architectural Review Committee. A notice was published in the West Side Index and two applications for the Planning Commission, two applications for Recreation Commission and two applications for Architectural Review Committee were received. The following citizens submitted applications for service:

Planning Commission

- Vicki Lucas
- Lorna Sloan

Recreation Commission

- Maria Evens
- Richard Gaytan

Architectural Review Committee

- Kent Madenwald
- David Reed

All of the candidate's applications are attached for your review. Potential questions for the candidates will be provided to the Council at the meeting should you decide to interview the candidates.

The appointments to Planning Commission would be effective immediately; both terms would be full four year terms that will expire in February of 2016.

The appointments to the Recreation Commission would be effective immediately; two would be full four year terms that will expire in 2016 and the third would be for the remainder of the existing term which will expire in 2015.

The appointments to the Architectural Review Committee would be effective April 2012; both terms for Architectural Review Committee are two years in length and will expire in April of 2014.

FISCAL IMPACT:

N/A

ATTACHMENTS:

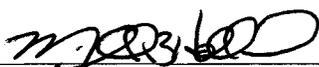
1. Copies of each candidate's Application for Citizen Service.
2. Copies of the letters sent to each candidate apprising them of the interview/appointment process.

Respectfully submitted,

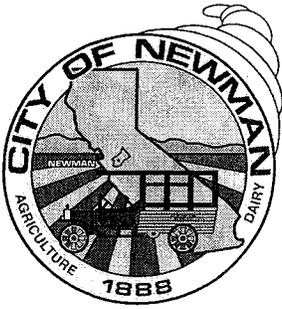


Mike Maier
Deputy City Clerk

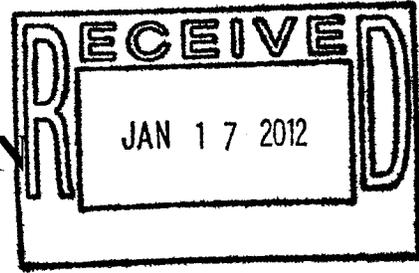
REVIEWED/CONCUR:



Michael E. Holland
City Manager



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: Vicki D. Lucas

ADDRESS: P.O. Box 775 / 541 Hills Ferry Rd Newman

HOME PHONE: 862-3471 BUSINESS PHONE: 988-9192

OCCUPATION: owner Douglas J Lucas. Real Estate

EDUCATION: (List highest year completed and all degrees): _____
High School Diploma

Are there any workday evenings you could not meet? Yes No
If so please list: 1st Monday of the month / Chamber meeting

Why are you interested in this position? _____
to continue to be part of this committee

What do you consider to be your major qualifications? _____
I have common sense,

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



February 8, 2012

Vicki D. Lucas
P.O. Box 775
Newman, CA 95360

Re: Planning Commission Interview/Appointment

Dear Vicki:

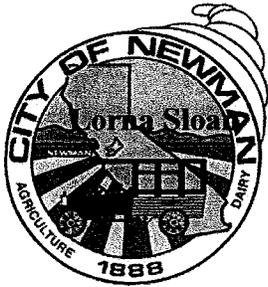
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 14, 2012 at 7:00 p.m. in the Council Chambers, 1200 Main Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 14th meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Planning Commission.

Sincerely,

A handwritten signature in cursive script that reads 'Mike Maier'.

Mike Maier
Deputy City Clerk



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: Lorna Y. Sloan

ADDRESS: 541 Flour Mill Drive

HOME PHONE: 209-862-9834 BUSINESS PHONE: NA

OCCUPATION: Retired - Sales and Marketing Executive, Food Industry

EDUCATION: (List highest year completed and all degrees): _____

2 years college

Are there any workday evenings you could not meet? Yes No

If so please list: _____

Why are you interested in this position? _____

After returning to Newman having resided in other cities for 35 years, I find an abundance of qualities here that have been a result of good planning in the past. I am active and interested in the community and would like to contribute my time and talents.

What do you consider to be your major qualifications? Ability to listen, reason, and decide on items presented following the dictates of the general plan. I have served two years in the appointed position and have been prepared by reading and studying the proposed items. I ask relevant questions of staff and participants. To my recollection, I have not missed a meeting. I wish to continue to serve if you want me to. Thank you for your consideration.

Lorna Sloan

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



February 8, 2012

Lorna Sloan
541 Flour Mill Drive
Newman, CA 95360

Re: Planning Commission Interview/Appointment

Dear Lorna:

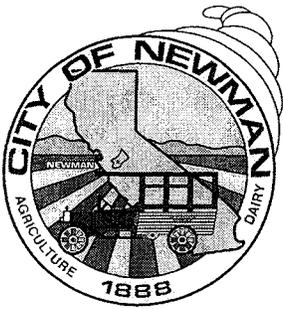
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Please plan on attending the February 14th meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Planning Commission.

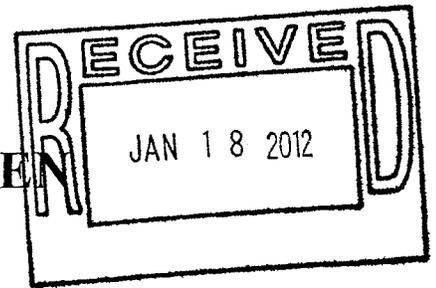
Sincerely,

A handwritten signature in cursive script that reads 'Mike Maier'.

Mike Maier
Deputy City Clerk



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: Maria Theresa Evers

ADDRESS: 1524 Dutch Corner Dr.

HOME PHONE: Cell ~~BUSINESS PHONE:~~ 209 596-7126

OCCUPATION: Stay at home mom, and coach in town

EDUCATION: (List highest year completed and all degrees): AA Associates degree
another 3 years at higher education, CSU Stanislaus

Are there any workday evenings you could not meet? Yes No

If so please list: _____

Why are you interested in this position? Well I want to be
active in this town. I want to help and
contribute. And Richard Gayton and I are
friends and he told me about position

What do you consider to be your major qualifications? Dont know exactly
what qualifications you want. But I'll tell you
Im a mom of 3 kids they are very active in
sports community, and myself very active,
I coach for different sports in this town.
I love to lend a hand where needed

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



February 8, 2012

Maria Theresa Evens
1524 Dutch Corner Drive
Newman, CA 95360

Re: Recreation Commission Interview/Appointment

Dear Maria:

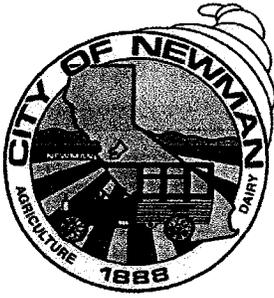
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 14, 2012 at 7:00 p.m. in the Council Chambers, 1200 Main Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 14th meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Recreation Commission.

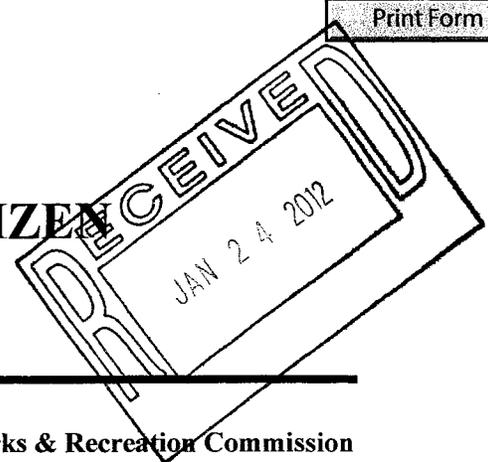
Sincerely,

A handwritten signature in cursive script that reads 'Mike Maier'.

Mike Maier
Deputy City Clerk



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: RICHARD GAYTAN

ADDRESS: 433 RED LION WAY, NEWMAN, CA 95360

HOME PHONE: 209-862-3755 BUSINESS PHONE: 209-417-7336

OCCUPATION: RETIRED AND SELF-EMPLOYED

EDUCATION: (List highest year completed and all degrees): PARALEGAL CERTIFICATE, EQUAL
OPPORTUNITY REPRESENTATIVE CERTIFICATE

Are there any workday evenings you could not meet? Yes No
If so please list: _____

Why are you interested in this position? Presently I serve as chair for the Parks & Rec Commission.
Even though we had only 3 meetings last year, we have accomplished in the beautifications of our parks.
City of Newman still has some growth to offer. I would still like to see our swimming pool built. We have
a great sports program to offer our kids from soccer to basketball. And also we offer activities for adults.

What do you consider to be your major qualifications? Expertise in our community as a commissioner &
coach.

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



February 8, 2012

Richard Gaytan
433 Red Lion Way
Newman, CA 95360

Re: Recreation Commission Interview/Appointment

Dear Richard:

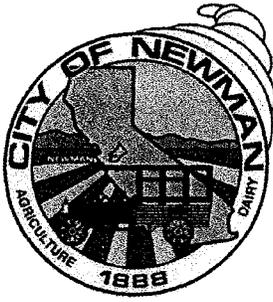
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling commission vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 14, 2012 at 7:00 p.m. in the Council Chambers, 1200 Main Street. Following the interviews, the Mayor and Council will appoint and confirm the new commissioners.

Please plan on attending the February 14th meeting. Should you have any questions regarding this process, please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Recreation Commission.

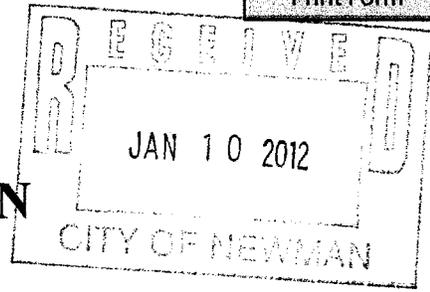
Sincerely,

A handwritten signature in cursive script that reads 'Mike Maier'.

Mike Maier
Deputy City Clerk



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: KENT A. MADENWALD

ADDRESS: 612 WAXWING LN, NEWMAN

HOME PHONE: 209-862-4477 BUSINESS PHONE: —

OCCUPATION: RETIRED

EDUCATION: (List highest year completed and all degrees): DIPLOMA 1948,

BS-1957, MS-1962. PHD COURSES COMPLETED
IN 1962.

Are there any workday evenings you could not meet? Yes No

If so please list: _____

Why are you interested in this position? CONTINUE SERVING THE
CITY OF NEWMAN.

What do you consider to be your major qualifications? EXPERIENCE,

THOUGHTFUL DECISIONS.

REGISTERED PROF. ENGINEER

REGISTERED PROF. GEOLOGIST

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



February 8, 2012

Kent Madenwald
612 Waxwing Lane
Newman, CA 95360

Re: Architectural Review Committee Interview/Appointment

Dear Kent:

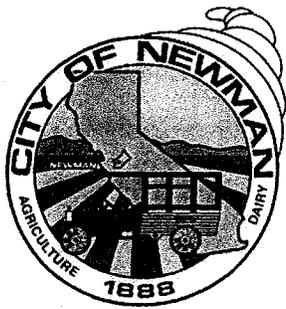
The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling committee vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 14, 2012 at 7:00 p.m. in the Council Chambers, 1200 Main Street. Following the interviews the, Mayor and Council will appoint and confirm the new committee members.

Please plan on attending the February 14th meeting. Should you have any questions regarding this process please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Architectural Review Committee.

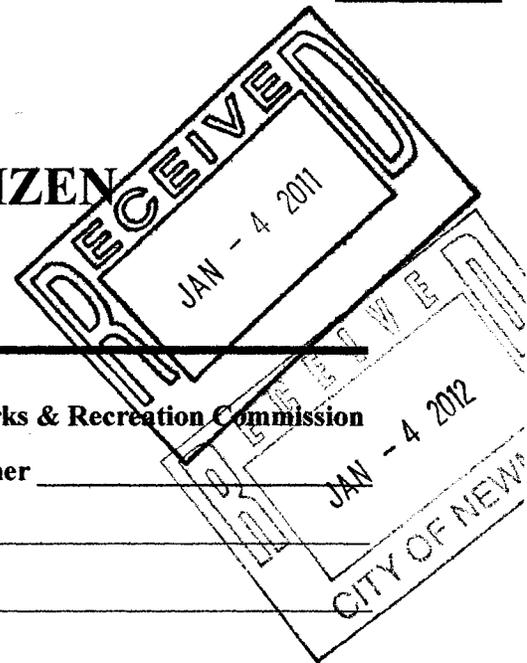
Sincerely,

A handwritten signature in cursive script that reads 'Mike Maier'.

Mike Maier
Deputy City Clerk



City of Newman APPLICATION FOR CITIZEN SERVICE



POSITION DESIRED: Planning Commission Parks & Recreation Commission
 Architectural Review Committee Other _____

NAME: David W. Reed

ADDRESS: 1541 Kern St.

HOME PHONE: 862-0729

BUSINESS PHONE: _____

OCCUPATION: Retired

EDUCATION: (List highest year completed and all degrees): High School, Devry Tech Institute, Some College Courses

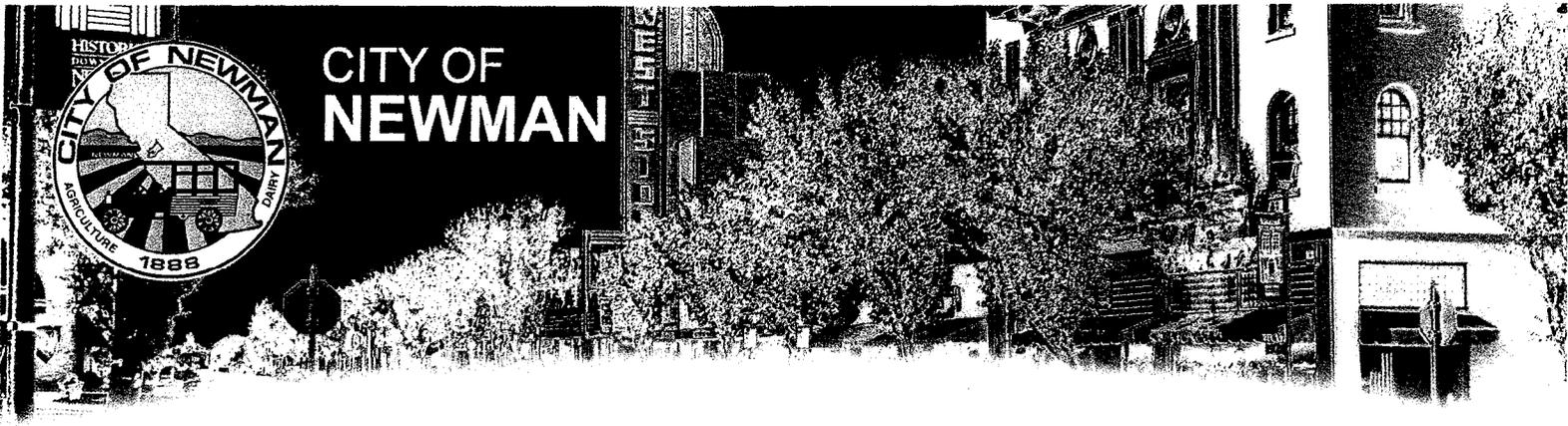
Are there any workday evenings you could not meet? Yes No

If so please list: _____

Why are you interested in this position? I have been on the committee for several years and work very well with the other members. Enjoy some of the challenges that go with the job.

What do you consider to be your major qualifications? Experience

Please attach a written statement containing any additional information you feel would be helpful to the City Council.



CITY OF NEWMAN

February 8, 2012

David Reed
1541 Kern Street
Newman, CA 95360

Re: Architectural Review Committee Interview/Appointment

Dear David:

The City has received and processed your Application for Citizen Service; pursuant to the City's policy for filling committee vacancies, the City Council will briefly interview each candidate at their Regular Meeting on February 14, 2012 at 7:00 p.m. in the Council Chambers, 1200 Main Street. Following the interviews the, Mayor and Council will appoint and confirm the new committee members.

Please plan on attending the February 14th meeting. Should you have any questions regarding this process please feel free to contact me. Thank you for your interest in serving as a member of the City of Newman Architectural Review Committee.

Sincerely,

Mike Maier
Deputy City Clerk